



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Case No. 14365US01

In the Application of:

PATRICK W. KINNEY et al.

Serial No.: 09/619,990

Filed: July 20, 2000

For: A RADIO CARD HAVING
INDEPENDENT ANTENNA
INTERFACE SUPPORTING
ANTENNA DIVERSITY


Examiner: Edan Orgad

Art Unit No.: 2684

Confirmation No.: 2553

CERTIFICATE OF EXPRESS MAIL

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: MAIL STOP ISSUE FEE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on October 12, 2004, as Express Mail No. EL 649125351 US.

BY 
Christopher C. Winslade
Reg. No. 36,308

TRANSMITTAL OF FORMAL DRAWINGS


MAIL STOP ISSUE FEE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

We hereby submit for filing thirty-one (31) sheets of formal drawings for the above patent application.

We believe no fee is due; however, if any fees are due, please charge any deficiency to Deposit Account Number 13-0017.

Respectfully submitted,
McANDREWS, HELD & MALLOY, LTD.

By 
Christopher C. Winslade
Reg. No. 36,308

Dated: October 12, 2004



Attorney Docket No.: 14365US01

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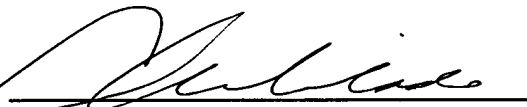
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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

This paper responds to the Examiner's statement of allowable subject matter set forth in the Detailed Action that accompanied allowance of this case.

To the extent that the Examiner's statement suggests or states that certain limitations not found in the prior art are present in each and every claim (whether or not specific language to that effect is actually found in every claim), Applicant notes that the record as a whole, namely, the actual claim language, supplements the Examiner's

statement. More specifically, for example, the Examiner implies that the bolded subject matter of the Detailed Action is found in each of claims 1 and 6, when in fact that is not the case. For example, while claim 1 recites that the radio card is received by the electronic device "via the track", claim 6 does not recite this limitation.

Moreover, Applicant believes that the Examiner's statement may imply that the dependent claims are also only allowable for the reasons set forth in the Detailed Action. However, the Examiner's reasons do not discuss any of the other elements of the claimed subject matter, in particular those additional elements recited by dependent claims 2-5 and 7-15, all of which Applicants believe are also not found in the prior art and render the dependent claims independently allowable.

Accordingly, Applicant interprets the Examiner's statement to be a statement of only one reason for allowance of the claims, and that other reasons also exist for allowance of the claims such as, for example, those set forth more completely in the record as a whole. This interpretation is consistent with MPEP 1302.14, which states that any statement of reasons for allowance "[i]s not intended to necessarily state all the reasons for allowance or all the details why claims are allowed and should not be written to specifically or impliedly state all the reasons for allowance are set forth."

If the Examiner disagrees with the Applicant's interpretation, the Applicant respectfully requests that, prior to issuance, the Examiner withdraw the existing statement of reasons for allowance and simply rely on the record as a whole, or clarify the existing statement of reasons for allowance.

Finally, the Examiner has characterized numerous prior art references in his statement regarding allowable subject matter. Applicant agrees with the Examiner that

claims 1-15 are allowable in view of all of the references made of record, either alone or in combination. However, Applicant does not agree or disagree with the Examiner's characterization of those references, and reserves the right to argue its own characterization should that need arise in the future.

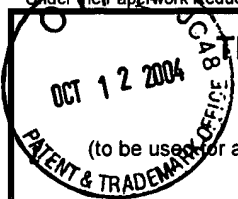
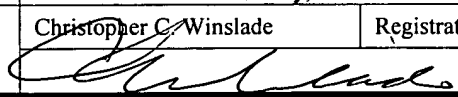
If the Examiner has any questions or if Applicant can be of any assistance, the Examiner is invited and encouraged to contact the Applicants' representative at the telephone number below.

Dated: October 12, 2004

Respectfully submitted,



Christopher C. Winslade, Reg. No. 36,308

 TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number		09/619,990	
		Filing Date		July 20, 2000	
		First Named Inventor		Patrick W. Kinney	
		Group Art Unit		2684	
		Examiner Name		E. Orgad	
Total Number of Pages in This Submission		38	Attorney Docket Number		14365US01
ENCLOSURES (check all that apply)					
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO 1449/08A with references <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Assignment Papers (for an Application) <input checked="" type="checkbox"/> Drawing(s) (31 sheets) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD Number of CD(s) _____		<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice, Brief, Reply Brief</i>) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return-Receipt Postcard <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Comments On Statement of Reasons For Allowance Part B – Issue Fee Transmittal	
Remarks		The Commissioner is hereby authorized to charge any additional fees or credit any over payment to Deposit Account 13-0017.			
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
Firm or Individual Name	McAndrews Held & Malloy, Ltd.				
Name (Print/type)	Christopher C. Winslade	Registration No. (Attorney/Agent)	36,308		
Signature			Date: October 12, 2004		
EXPRESS MAIL DEPOSIT					
"Express Mail" mailing label number : EL 649152351US					
Date of Deposit 10/12/04.					